



**DEPARTMENT OF HEALTH & HUMAN SERVICES**

National Institutes of Health  
National Cancer Institute  
Freedom of Information / Privacy Act Office  
Bldg. 31, Room 10A48  
9000 Rockville Pike, MSC 2580  
Bethesda, Maryland 20892-2580  
Ph: (301) 496-2999 Fax: (301) 435-2931

February 23, 2012

MuckRock News  
Attn: Michael Morisy  
DEPT MR 1120  
PO Box 55819  
Boston, MA 02205-5819

**Re: NCI 12-047, FOIA Case No. 39737**

Dear Mr. Morisy:

This acknowledges your February 23, 2012 Freedom of Information Act (FOIA) request. You requested a copy of the data prepared as well as any final or draft reports created for or from the Diesel Exhaust in Miners Study (DEMS), run jointly by the National Institute for Occupational Safety and Health (NIOSH) and the National Cancer Institute (NCI).

If any documents responsive to your request are located, they will be reviewed for releasability, and all releasable information will be sent to you. We will do everything possible to comply with your request in a timely manner. Please feel free to call me on 301-496-2999 for additional information or to inquire about the status of your request.

Provisions of the FOIA allow us to recover part of the cost of complying with your request. We note that you have requested a fee waiver. If fees are accrued in response to this FOIA request, we shall make a determination regarding the fee waiver at that time. If you do not receive a fee waiver, you will be charged under the Department of Health and Human Services FOIA Regulations as they apply to news media requesters; i.e., you will be charged for duplication at 10-cents per page although the first 100 pages are free; there is no charge for search or review time. If there are any fees associated with processing this request, you will be sent an invoice with our final response.

Sincerely,

A handwritten signature in black ink, appearing to read "Suzy", is written over the typed name "Suzy Milliard".

Suzy Milliard  
Freedom of Information Coordinator  
NCI/OGCR/FOIA